

Bryan Cave LLP
Two Embarcadero Center, Suite 1410
201 Clay Street
San Francisco, CA 94111-3907

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – OAKLAND DIVISION

RODOLFO VELASQUEZ,

Plaintiff,

v.

BANK OF AMERICA N.A.,
LTD FINANCIAL SERVICES, L.P.,

Defendants.

Case No. 4:11-CV-02491-SBA

Hon. Sandra Brown Armstrong
Presiding

**STIPULATION AND [PROPOSED]
ORDER TO GIVE PLAINTIFF
LEAVE TO AMEND TO FILE A
FIRST AMENDED COMPLAINT**

Complaint filed May 23, 2011

Plaintiff RODOLFO VELASQUEZ and Defendant BANK OF AMERICA, N.A.
hereby stipulate that:

WHEREAS, this action was originally filed on May 23, 2011,

WHEREAS, Defendant BANK OF AMERICA, N.A. has filed a motion to dismiss
the Complaint on June 15, 2011;

WHEREAS, the parties have met and conferred about the issues raised in the
aforementioned motion to dismiss;

WHEREAS, Plaintiff wishes to amend his complaint to add COUNTRYWIDE
HOME LOANS, INC. as a Defendant, add four new causes of action for Quiet Title,
Declaratory and Injunctive Relief, Intentional Infliction of Emotional Distress, and Quasi
Contract;

1 WHEREFORE, Plaintiff proposes to file his amended complaint within 21 days of
2 the date of this ORDER; and

3 WHEREFORE, Defendant BANK OF AMERICA, N.A. shall have 21 days from
4 the date the First Amended Complaint is filed to answer, move to dismiss, or otherwise
5 respond to Plaintiff's First Amended Complaint.

6
7 DATED: October ____, 2011

PLAINTIFF, *IN PRO PER*

8
9 By: _____
Rodolfo Velasquez

10
11 DATED: October 25, 2011

BRYAN CAVE LLP

12
13 By: /s/ Jessica T. Ehsanian
14 Jessica T. Ehsanian
15 Attorneys for Defendant Bank of America,
16 N.A.


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ORDER

Based on the stipulation of the parties and good cause showing, IT IS HEREBY ORDERED that Plaintiff may file a First Amended Complaint with the changes detailed above within 21 days of the date of this ORDER. Defendants shall file a responsive pleading within 21 days of the filing of the First Amended Complaint.

IT IS SO ORDERED.

Dated: 10/28/11_____


Hon. Saundra B. Armstrong, District Court Judge
United States District Court
Northern District of California

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1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA

4 RODOLFO VELASQUEZ,

5 Plaintiff,

6 v.

7 BANK OF AMERICA et al,

8 Defendant.

9
10 Case Number: CV11-02491 SBA

11 **CERTIFICATE OF SERVICE**

12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
13 Court, Northern District of California.

14 That on October 31, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said
15 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing
16 said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle
17 located in the Clerk's office.

18 Rodolfo Velasquez
19 426 Idora Avenue
20 Vallejo, CA 94591

21 Dated: October 31, 2011

22 Richard W. Wieking, Clerk

23 CLARK, Deputy Clerk

24 By: LISA R